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P56833

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

HYONG-KYUN LEE

Serial No.: 10/607,167

Examiner: ANYA, CHARLES E.

Filed: 27 June 2003

Art Unit: 2194

For: METHOD FOR COMMONLY CONTROLLING DEVICE DRIVERS

**PETITION UNDER 37 C.F.R. §1.181**

**Mail Stop: Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant respectfully petitions from the Examiner's failure to properly acknowledge, in the first Office action (Paper No. 20060925) mailed on 5 October 2006, that *all* of the certified copy of the priority document have been received by the Office, and as reasons therefore, states that:

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Date: ~~10/13/06~~ → 12/28/2006

I.D.: REB/sb

**STATEMENT OF FACTS**

1. On 27 June 2003, Applicant filed a certified copy, under seal of the Commissioner of Patents of the Korean Industrial Property Office, a certified copy of Korean priority application No. 2002-46757 (filed in the Republic of Korea on 8 August 2002) in the U.S. Patent & Trademark Office.
2. Upon the filing of this Korean priority application, Applicant received a stamped postcard receipt from the Mail Room of the U.S. Patent & Trademark Office, confirming the timely filing and receipt by the Office of a certified copy Korean priority application No. 2002-46757.
3. On 5 October 2006, a first Office action (Paper No. 20060925) was mailed. In Paper No. 20060925, the Examiner erroneously indicated that some of the certified copy had been received.

**REMARKS**

A copy of Applicant's postcard receipt dated 27 June 2003 attesting to the timely filing and receipt of the certified Korean priority application No. 2002-46757 and copies of Claim of Priority and the certified Korean Priority application No. 2002-46757, which were filed on 27 June 2003, are enclosed. There is therefore, a timely perfection of Applicant's claim for priority. Correction of the record and prosecution history, is respectfully requested.

**RELIEF REQUESTED**

Accordingly, Applicant respectfully requests the Commissioner to:

- A. Confirm in writing that *all (not some)* certified copy of Korean priority application No. 2002-46757 has been timely filed and received by the U.S. Patent & Trademark Office;
- B. Confirm that the Applicant has timely perfected Applicant's claim for priority; and
- C. Grant such other and further relief as justice may require.

Respectfully submitted,



Robert E. Bushnell  
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I.D.: REB



COPY

P56833 27 June 2003

Applicant: HYONG-KYUN LEE

S.N.: *to be assigned*

PRIORITY NO. 2002-46757 (8 August 2002)

Filed: 27 June 2003

For: *METHOD FOR COMMONLY CONTROLLING DEVICE DRIVERS*

Document(s) filed:

- ☒ NEW APPLICATION (Specification, claims, abstract)
- ☒ COVER LETTER for the new application
- ☒ FORMAL DRAWINGS (Figs.1-14).. 14 sheets.
- ☒ Original Declaration (executed), Transmittal of Declaration
- ☒ Preliminary Amendment
- ☒ Certified Priority Document No. 2002-46757, and Claim of Priority
- ☒ Checks #44446 for \$870.00, #44447 for \$40.00, & Fee Transmittal
- ☒ Assignment & PTO-1595
- ☐ Information Disclosure Statement & PTO1449 & \*\* reference(s)
- ☒ This post card.

PLEASE HOLD FOR SERIAL NUMBER

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06/27/03